

EXHIBIT B

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK

4 CHAD STANBRO,)
5 Plaintiff,)

6 -against-)

20-cv-1591 (KMK)

7 CORRECTION OFFICER NADYA)
8 PALOU, CORRECTION OFFICER)
9 RAYMOND DEAL, CORRECTION)
10 OFFICER KRISTOFER)
11 LEONARDO, CORRECTION)
12 OFFICER RICHARD LANDRY,)
13 CORRECTION NURSE GARY)
14 PAGLIARO and CORRECTION)
15 SERGEANT ENRIQUE TORRES,)

16 Defendants.)

17 CHAD STANBRO,)
18 Plaintiff,)

19 -against-)

19-cv-10857 (KMK)

20 WESTCHESTER COUNTY HEALTH)
21 CARE CORPORATION,)
22 WESTCHESTER MEDICAL)
23 CENTER, FRANK WEBER and)
24 JOHN FULL,)

25 Defendants.)

February 3, 2021

10:30 A.M.

26 REMOTE VIDEOTAPED DEPOSITION OF CHAD
27 STANBRO, Plaintiff, being located in New York,
28 with all participants appearing remotely via
29 video, and taken stenographically by Sandra Noel
30 Bartels, a stenographic reporter and Notary Public
31 of the State of New York.

1 C. STANBRO

2 A. No, nobody.

3 Q. Did you speak to the
4 transportation COs on the ride back?

5 A. What is it?

6 Q. Did you have any conversation
7 with the transportation COs on the way
8 back from the hospital?

9 A. No.

10 Q. How did they get you out of the
11 van to get inside Fishkill?

12 A. A nurse came out and ripped me
13 out the van and I fell onto some plastic
14 chair.

15 Q. Was it out of doors or indoors?

16 A. Outdoors.

17 Q. Are you able to identify this
18 nurse?

19 A. Yeah.

20 Q. Can you describe him or her?

21 A. Big guy, built big, can't miss
22 him. Probably about 300 pounds, if not
23 more. Mustache.

24 Q. White? Black? Something else?

25 A. Brown hair, a little bit of grey.

1 C. STANBRO

2 Not much.

3 Q. When you say he ripped you out of
4 the van tell me exactly what he did. Did
5 he take you by the arm or leg or something
6 else?

7 A. The handcuffs. He opened up the
8 door and screamed at me you like to swing
9 on doctors and COs and ripped me out by my
10 handcuffs with one arm. I fell face
11 forward into this chair. The COs that
12 were in front of him, in front of me, were
13 able to catch me just before I got, you
14 know, probably some injuries other than
15 the ones I already got, before I fell on
16 my face or something.

17 Q. The chair, was it a wheelchair or
18 regular chair or something else?

19 A. Some kind of medical chair, I
20 don't know.

21 Q. Had you met or encountered this
22 nurse in the past?

23 A. I seen him passing out meds in
24 medical. I seen him coming to the door
25 when somebody had an incident, a seizure,

1 C. STANBRO

2 he came to wheel them out with one of
3 those same chairs.

4 Q. So the transportation officers
5 passed you off to other COs?

6 A. I don't know where they went. I
7 know they got out of there. That was it.

8 Q. Where is there?

9 A. Back to Fishkill.

10 Q. Inside Fishkill where did you go,
11 where did they send you?

12 A. Medical, infirmary.

13 Q. When you went into the infirmary,
14 did they put you in a bed or chair or what
15 did they do?

16 A. They wheeled me through medical,
17 got me into this room and I was still
18 stuck in that chair. They dragged me in
19 there with that chair. I was stuck in the
20 chair in a room until they unbuckled it
21 and I remember sliding off the chair and
22 hitting my head, hitting the back of my
23 head on the door.

24 Q. Did you slide down the chair?

25 A. By the time I was already there I

1 C. STANBRO

2 was positioned messed up because they were
3 pulling me -- being real aggressive. I'm
4 sure they got cameras.

5 Q. What makes you sure they have
6 cameras?

7 A. Because I know they got cameras.

8 Q. Fair enough. Are you able to
9 identify any of these people?

10 A. The nurse, yes. The nurse. The
11 captain, I can identify.

12 Q. Is the nurse --

13 A. That's about it. I don't
14 remember what the COs look like.

15 Q. Is the nurse the same person that
16 took you out of the van that you described
17 before or a different nurse?

18 A. The nurse that took me out of the
19 van.

20 Q. And you're saying the captain was
21 there also?

22 A. Yes.

23 Q. Do you know the name of the
24 captain?

25 A. No.

1 C. STANBRO

2 Q. And did the captain touch you
3 physically?

4 A. No.

5 Q. Can you describe the pain, if
6 any, you were experiencing at this time?

7 A. Excruciating.

8 Q. Was it better, worse or about the
9 same as you would describe before when you
10 had woken up with a knee on your neck?

11 A. It was about the same, maybe just
12 a little bit better at that time.

13 Q. After you slid out of the chair
14 in the infirmary, what happened next?

15 A. I just remember them taking off
16 my pants, my shoes and using some kind of
17 plastic needle to scan the bottom of my
18 foot.

19 Q. Did they say why they were doing
20 that?

21 A. Trying to get some kind of
22 reflex.

23 Q. What happened?

24 A. He kept stabbing the bottom of my
25 foot for a long period of time and then

1 C. STANBRO

2 probably after about however many tries he
3 did that with, he started to push on my
4 fingernail, my toe, I watched him do that.
5 I watched him pinch my legs, stuff like
6 that.

7 Q. Who is him, the nurse or --

8 A. The nurse.

9 Q. Were you able to feel anything
10 from all these things the nurse was doing?

11 A. No.

12 Q. Was there a doctor on duty at
13 Fishkill at that time?

14 A. I don't know.

15 Q. Do you know what time of day it
16 was approximately that this occurred,
17 meaning that you were --

18 A. I just know it was daytime.

19 Q. How long were you in the
20 infirmary?

21 A. Awhile. It seemed like forever
22 to me.

23 Q. What happened next?

24 A. I remember they came in, they
25 said they got the ambulance on the way,

1 C. STANBRO

2 telling me to get up, get up. I couldn't.

3 Q. So I just waited there and the
4 ambulance showed up and took me to another
5 hospital.

6 MR. HEINZE: I've gone for about
7 two hours. Is there somebody else who
8 would like to pick it up from here? I
9 could keep going but I don't want to
10 monopolize all the time.

11 MS. COLLINS: I'll be happy to
12 take over the reins for you, Mark.

13 MR. SIVIN: It's 12:39. You want
14 to break until 1:00 or is that too
15 long?

16 MS. COLLINS: That's fine. If we
17 all come back earlier and can start,
18 that's fine.

19 MR. SIVIN: Let's make sure
20 nobody is late.

21 (Off the record 12:40 to 1:01
22 P.M.)

23 EXAMINATION BY

24 MS. COLLINS:

25 Q. Good afternoon, Mr. Stanbro. My

1 C. STANBRO

2 of pain.

3 Q. So they were looking at you while
4 they were driving or monitoring you?

5 A. No, he wasn't looking at me while
6 he was driving but I know she looked back
7 sometimes, I would watch her look back to
8 make sure I was all right.

9 Q. During this trip back to
10 Fishkill, did either of the transport
11 officers assault you in any way?

12 A. No.

13 Q. You got back to Fishkill and at
14 some point the van stops; is that right?

15 A. Yes.

16 Q. Did the officers then get out of
17 the van?

18 A. I don't think they got out right
19 away. They drove me to the medical
20 center.

21 Q. When they drove you to the
22 medical center and they stopped the van,
23 what happened next?

24 A. They got out. I remember just
25 the big nurse guy coming up with sergeant.

1 C. STANBRO

2 I know there was a couple of other COs out
3 there when I was able to see out the
4 window and he opened the van doors and
5 said you like to swing on doctors and COs,
6 do you. And he pulled me out the van with
7 one arm and let go and I fell like face
8 first -- almost face first into this
9 medical chair but the two COs in front of
10 the chair grabbed me and then turned me
11 around and set me down in it.

12 Q. How long were you in the van
13 stopped at the medical clinic before the
14 nurse came and got you out?

15 A. I can't remember.

16 Q. Approximately?

17 A. Not long.

18 Q. Was it less than five minutes?

19 A. Five minutes, maybe, ten minutes,
20 seemed like a long time. I was in a lot
21 of pain --

22 Q. Were you left in the van by
23 yourself?

24 A. Yes, for a moment.

25 Q. About how long were you alone?

1 C. STANBRO

2 lame.

3 Q. Did the officers say anything
4 during this point in time?

5 A. The officer, no, not at that
6 time.

7 Q. Did you say anything to either
8 the nurse or officers during this time?

9 A. No. A lot of pain.

10 Q. You said a lot of pain?

11 A. Yeah, I was in a lot of pain. I
12 wasn't able to talk at that time.

13 Q. You were in a lot of pain but you
14 didn't actually say a lot of pain; is that
15 right?

16 A. Yeah, I didn't say anything. I
17 was just in a lot of pain. I couldn't
18 speak at the time. I know it wouldn't
19 matter any way.

20 Q. So they get you into this chair;
21 is that right?

22 A. Yes, Ma'am.

23 Q. And did someone push you into the
24 facility --

25 A. The nurse.

1 C. STANBRO

2 Q. Do you recall -- it was the nurse
3 that pushed you into the facility?

4 A. Yes, Ma'am.

5 Q. What were the other officers
6 during while he was pushing you into the
7 facility?

8 A. Just following.

9 Q. Was anybody saying anything at
10 that time while you were going into the
11 facility?

12 A. Yeah, the nurse was saying this
13 is what your brain looks like on drugs.

14 Q. Do you know why he would say
15 something like that?

16 A. I don't know why he would try to
17 rip me out of the van when I was
18 paralyzed.

19 Q. Do you know why he would
20 reference taking drugs during this time?

21 A. I have no idea. Maybe it was
22 because I woke up under anesthesia foggy?
23 Who knows.

24 Q. How long of a trip is it from
25 where the van was parked until you get

1 C. STANBRO

2 into the clinic?

3 A. Real fast.

4 Q. And they brought you right into
5 the clinic; is that right?

6 A. Yes.

7 Q. Was there anyone else in the
8 room?

9 A. In the room?

10 Q. In the clinic.

11 A. I don't know, there was a couple
12 COs.

13 Q. Additional COs other than the
14 ones that were outside next to the van?

15 A. Yes.

16 Q. Were there any other inmates in
17 the clinic when you were there?

18 A. Yeah, that's who he was talking
19 to, talking to the inmates in the waiting
20 room.

21 Q. Him being the nurse?

22 A. Yes.

23 Q. Do you know who these inmates
24 were?

25 A. No.

1 C. STANBRO

2 Q. Have you ever seen them before?

3 A. I was in a lot of pain, Miss. I
4 wasn't paying attention to them.

5 Q. I understand that. I understand
6 this is a difficult experience and very
7 uncomfortable. If you would ever like to
8 take a break just let me know. I'm happy
9 to do so.

10 So when you get into the clinic
11 what is the next thing that happened?

12 A. I remember just being in a lot of
13 pain. I know I was sittted -- I was in
14 that chair -- I remember they took the
15 seat belt off. I remember falling out of
16 the chair, hitting the ground. And I
17 remember the CO taking off my pants, my
18 boots, poking the bottom of my feet with a
19 plastic needle a bunch of times. Like I
20 watched them press on my toenails and
21 pinch my skin.

22 Q. Did he say anything to you during
23 this time?

24 A. Yeah, he was referencing little
25 fucker. You're faking it. Get up. Just

1 C. STANBRO

2 trying to degrade me.

3 Q. This plastic instrument, can you
4 describe what it looks like?

5 A. It was like a little needle, like
6 how old woman do the crocheting. I'm not
7 going to say old women because maybe some
8 younger do it too. But poking the bottom
9 of my feet with it.

10 Q. Did this maneuver hurt you at
11 all?

12 A. Again, I couldn't feel anything
13 but it was awfully excessive watching him
14 do it a thousand times.

15 Q. Did this maneuver that the nurse
16 was doing to the bottom of your foot, did
17 it make you bleed?

18 A. Yeah, the bottom of my foot was
19 bleeding. I remember the nurse saying
20 when we went to Westchester saying you got
21 some blood on the bottom of your feet.
22 So, yeah. Unless something else made me
23 bleed. This couldn't have been too major
24 because it wasn't like I noticed gushing
25 blood.

1 C. STANBRO

2 Q. Did any other medical person
3 evaluate you during this time that you
4 were at the Fishkill clinic?

5 A. I can't remember.

6 Q. Did you speak to any other
7 medical staff while you were at the
8 Fishkill clinic?

9 A. I don't remember speaking to
10 anybody. I was just in a lot of pain.

11 Q. Did anything else happen at the
12 Fishkill clinic before the EMTs came?

13 A. I think that's about -- we
14 covered it all. I think we covered it.

15 Q. When the EMTs came, what did they
16 do?

17 A. They picked me up, put me in the
18 bed and they took me to ambulance. They
19 got me out of there, took me to the
20 hospital.

21 Q. How long were the EMTs with you
22 at Fishkill clinic before you left?

23 A. I don't know.

24 Q. Do you recall how many EMTs came?

25 A. I can't remember.

1 C. STANBRO

2 Q. Do you recall if it was more than
3 one?

4 A. Yeah, I think it was two but like
5 I said I can't remember so I'm not going
6 to answer the question directly.

7 Q. Did the EMTs give you any kind of
8 medical evaluation before you left
9 Fishkill?

10 A. I can't remember.

11 Q. Do you remember if they said
12 anything to you during the time you were
13 at Fishkill?

14 A. I was just relieved I was getting
15 out of there and going to the hospital. I
16 was happy at that point because I knew I
17 was going to get some help.

18 Q. Did they touch you in any way,
19 the EMTs before you guys left?

20 A. They might have. I don't
21 remember.

22 Q. So you don't recall if they
23 tested your motor functions at that time?

24 A. They might have. I don't know.

25 Q. So the EMTs take you out of

1 C. STANBRO

2 Fishkill. Where did you go?

3 A. I went to a hospital.

4 Q. Do you recall which hospital?

5 A. I think it was St. Luke's.

6 Q. Was there anything remarkable
7 about the trip between Fishkill and
8 St. Luke's that you recall?

9 A. Remarkable?

10 Q. Anything happen?

11 A. Not that I remember.

12 Q. Do you remember if the EMTs were
13 saying anything to you during this
14 transport?

15 A. I was in a lot of pain, Miss. I
16 don't remember.

17 Q. Do you remember if you spoke with
18 the EMTs at all during this transport?

19 A. I don't remember.

20 Q. Earlier when Mr. Heinze was
21 asking you questions, I believe you
22 mentioned something about there being
23 cameras at the clinic at Fishkill. Do you
24 recall that?

25 A. Yes.

1 C. STANBRO

2 transport from Fishkill to St. Luke's?

3 A. I think so. Pretty sure most of
4 it.

5 Q. Did you ever lose consciousness
6 during that transport?

7 A. There was a few times I lost
8 consciousness. I don't recall when.

9 Q. Did you ever lose consciousness
10 while you were at the Fishkill clinic?

11 A. I can't recall.

12 Q. Did any officers from Fishkill go
13 with you to St. Luke's?

14 A. Yes.

15 Q. Do you recall who those officers
16 were?

17 A. I don't know who they were.

18 Q. Had you ever seen them before
19 that day?

20 A. No.

21 Q. Do you recall if they said
22 anything to you during that transport?

23 A. No.

24 Q. Did you say anything to them to
25 your recollection?